MINERAL KING DISTRICT ASSOCIATION

July 25, 1992

Dear Board Members:

I am sending along some information that I very recently received from Ruth Shepherd. I met with her and her son Pete when I was at Mineral King in early July. I have been in touch with her over the past year regarding alternate stategies to the problem of permit termination. I think she has some good and refreshing ideas, and during our talk at MK, I extended an invitation to her to sit in on our board meeting.

Please review the enclosed information for discussion at the end of our upcoming meeting. I would prefer that her letter and goal proposal remain strictly confidential, to be discussed by the board only, at least for the time being.

See everyone soon,

Les

2023.009.0442a

July 19, 1992

Les Reynolds, President,
Mineral King Cabinowners Asdsociation,
5357 N. Hazel Street,
Fresno, CA 93711

Dear Les:

Thanks very much for the invitation to be a guest at your Board of Directors meeting, before the membership meeting, on August l. At this time, I'm expecting that we'll be arriving Mineral King on the Tuesday before that, so, look forward to seeing you at the meetings.

I've appreciated our discussions over this past year: here's a summary of thoughts just now :

When the Park Service takes final action on the Pinkham and Crowe cabins, a precedent will be set for all the rest of us, doubling the difficulty if we each want to be able to transfer our lease. In my view, **time is a critical factor: the Association, or a substantial group of cabinowners of like minds need to act immediately.**

Maybe **the goals ought to be made explicit ?** Does the Cabinowners Association accept leadership responsibility to take actions to try to **remove the language which evicts present permittees without compensation? or other actions which might have same effect? Can the Historical Society give that assurance?** So far, I'm convinced they cannot and believe that they have different goals, but confusion has become deeply entrenched. I suspect that a clear, oft-repeated statement of a goal which seeks **freedom to transfer title** would galvanize and rally ALL cabinowners . I urge the Association to make those goal statements. AT LEAST ONCE, AND FOR LONG ENOUGH TO GET THE JOB DONE, COULD WE HOPE THAT CABINOWNERS COULD PULL TOGETHER, FORGET PRESENT AND PAST DIFFERENCES AND FEARS?

Two, <u>simultaneous</u> courses of action seem to be indicated: 1) a carefully planned effort by a substantial number of cabin owners to **persuade Congress to delete 24 words from present law, thus assuring us that death of lessee, and surviving spouse, is not cause for eviction.**(Copies of such a proposal are enclosed here) ; and **2) identification of, then pursuit of as many legal actions which are indicated.** For example: A suit to test legality of government taking real property (cabins) without compensation or alternatives? A legal challenge in regard to adequacy of notice given cabin owners when legislation brought us into the Park? A challenge to determine if the 99yr, and then the 25 year leases with the Forest Service were terminated legally or not? A challenge to determine if Park Service has responded selectively or inconsistently to certain cabinowners? A possible determination that summer residences leased on government owned land inside other national Parks are no under same "eviction " rule as those of us in Mineral King?etc etc. Any one of those questions, once they're on a path within the legal system, might slow or postpone final action by the Park Service in regard to eviction due to death of permittee...?

I would support both those efforts if a substantial number of permittees were also in support, and hope that your Board feels the same way.

Cordially, Ruth Shepherd, 1765 East 26th,Eugene, OR 97403

2023.009.0442 b

In support of Park goals: Compatible Summer Tenants, Caring for Mineral King | Requesting Consideration and Understanding

August 1, 1992

TO : Permittees of Record in Cabin Cove and East and West Mineral King
FOR : **DISCUSSION ONLY**

A Proposal : That Congress Delete 24 Words of Existing Law

Relating to the Mineral King Valley; amending 16 USC S 45 f (d) (2) (B), as follows:

In the case of a lease or permit which is continued under subparagraph (A), upon notice to the Secretary by the lessee or permittee of his intention to seek renewal or extension of such lease or permit, the lease or permit shall be reviewed by the Secretary, and may be renewed or extended for an additional period of five years. Any such lease or permit shall be reviewed at the end of such renewal or extension period and may also be renewed or extended in the same manner for additional five year periods thereafter. Any renewals or extensions of leases or permits shall [~~be granted only to those persons who were lessees or permittees of record on November 10, 1978, and any such lease or permit shall~~] provide that the lease or permit may be terminated by the Secretary at any time if the Secretary determines that such lease or permit is incompatible with the administration of the park pursuant to this section or that the land is needed for park purposes.

*** The paragraph above is taken from the Public Law which currently relates to Mineral King. If this proposed amendment to that law were introduced to the Congress and became new law , the words which have lines drawn through them would be deleted. All other language in the paragraph would be retained, but present lessees could transfer ownership of their leases. The Park Service would retain all other present authority.**

As yet, there is no plan to introduce this proposed amendment. However, permittees are invited to express their opinion or support for it. Please write: Ruth Shepherd, 1765 East 26th, Eugene, OR 97403 (503) 343-7888. (Our family, Alltuckers of all ages, has used our cabin in east Mineral King each summer since 1917.)

[For information about Cabinowners Association, contact President Les Reynolds : 5357 N Hazel, Fresno, CA 93711]

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